

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

IGNACY GREEN, PATRICK COOPER,	)	
as representatives of the class,	)	
	)	
Plaintiffs,	)	No. 09 C 0616
	)	
v.	)	Judge Matthew Kennelly
	)	
THE UPS HEALTH AND WELFARE	)	Magistrate Judge Mason
PACKAGE FOR RETIRED EMPLOYEES,	)	
UNITED PARCEL SERVICE OF	)	
AMERICA, INC. and PLAN	)	
ADMINISTRATOR	)	
	)	
Defendants.	)	

**MOTION FOR RULE 58(A) ENTRY OF JUDGMENT**

Defendants United Parcel Service, Inc., the UPS Health and Welfare Package for Retired Employees, and the Plan Administrator ("Defendants") hereby move the Court to enter a separate document setting forth the amended judgment in this matter, under Fed. R. Civ. P. 58. In support of this motion, Defendants state as follows:

1. On May 6, 2009, the Court entered an Order of Final Judgment against Defendants. (Docket # 53.)
2. On May 20, 2009, Defendants filed a motion to amend the judgment to allow Defendants to pay the interest amounts due under the Court's judgment individually by check to each class member rather than by a credit. (Docket # 54.)
3. On May 28, 2009, the Court entered a minute order granting Defendants' motion to amend the May 6, 2009 judgment. (Docket # 56.)

4. Pursuant to Kunz v. DeFelice, 538 F.3d 667, 672-74 (7th Cir. 2008), Defendants believe that a separate document setting forth the amended judgment language is required by Fed. R. Civ. P. 58(a).

5. Fed. R. Civ. P. 58(d) provides that a party may request that judgment be set out in a separate document.

WHEREFORE, Defendants hereby move the Court to enter a separate document setting forth the amended judgment.

Respectfully submitted,

THE UPS HEALTH AND WELFARE  
PACKAGE FOR RETIRED EMPLOYEES,  
UNITED PARCEL SERVICE OF  
AMERICA, INC., and PLAN  
ADMINISTRATOR

By: s/Gary R. Clark  
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## **CERTIFICATE OF SERVICE**

I hereby certify that, on this 3rd day of June, 2009, a copy of the foregoing document was filed electronically using the Court's CM/ECF system. Notice of this filing will be sent to the following parties by operation of the Court's electronic filing system at the email addresses indicated below. Parties may access this filing through the Court's system:

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